

THE FOLLOWING GREENWOOD COMMON COUNCIL ORDINANCE WILL BE INTRODUCED AT THE JUNE 4, 2007, MEETING, WITH A SPECIAL REQUEST FOR SUSPENSION OF RULES THROUGH SECOND READING, MEETING. **PLEASE NOTE THIS ORDINANCE IS SUBJECT TO AMENDMENTS BY THE COMMON COUNCIL.** IF YOU WISH TO SEE THE ADOPTED ORDINANCE PLEASE CONTACT THE CLERK-TREASURER OFFICE AT (317) 888-2100 OR VIA E-MAIL AT CLERK@GREENWOOD.IN.GOV FOR AN EXECUTED COPY AFTER THE SECOND READING.

GREENWOOD COMMON COUNCIL

ORDINANCE NO. 07-15

AN ORDINANCE AMENDING COMMON COUNCIL ORDINANCE NO. 07-10 ENTITLED “AN ORDINANCE PROVIDING FOR AN ADDITIONAL APPROPRIATION FROM THE CUMULATIVE CAPITAL DEVELOPMENT FUND (\$1,500,000.00) TO THE BOARD OF PUBLIC WORKS AND SAFETY FOR RECONSTRUCTION AND REPAIR OF A PORTION OF STREETS LOCATED IN THE NORTHERN PARK SUBDIVISION”, TO CORRECT THE BUDGET INTO WHICH THE MONEY SHALL BE APPROPRIATED

WHEREAS, the Common Council previously adopted Common Council Ordinance No. 07-10, “An Ordinance Providing for an Additional Appropriation from the Cumulative Capital Development Fund (\$1,500,000.00) to the Board of Public Works and Safety for Reconstruction and Repair of a Portion of Streets Located in the Northern Park Subdivision” (“Ord. No. 07-10”); and

WHEREAS, it was not the intention of the Common Council to appropriate said money from the Cumulative Capital Development (“CCD”) Fund to the budget of the Board of Public Works and Safety, as such an appropriation would be an impermissible transfer of funds; and

WHEREAS, the City Attorney made a drafting error which appropriated the money to the budget of the Board of Public Works and Safety instead of the CCD budget and it has been determined that the error must be corrected to properly appropriate the money; and

WHEREAS, specifically identifying the CCD Fund – Capital Outlay 443- Improvements Other than Buildings as the budgeted fund to which the money is to be appropriated requires an amendment to Ord. No. 07-10,

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF GREENWOOD, INDIANA, THAT:

Section 1. Common Council Ordinance No. 07-10, “An Ordinance Providing for an Additional Appropriation from the Cumulative Capital Development Fund (\$1,500,000.00) to the Board of Public Works and Safety for Reconstruction and Repair of a Portion of Streets Located in the Northern Park Subdivision ”, is hereby amended as follows:

- A. By deleting the words “to the Board of Public Works and Safety” after the parenthetical “\$1,500,000” in the second and third sentences of the Caption.
- B. By deleting the words “Board of Public Works and Safety” from the third sentence of the Seventh “Whereas” clause.
- C. By deleting the words “Board of Public Works and Safety” from Section 1.

Section 2. This Ordinance does not affect any other provisions of Common Council Ordinance No. 07-10 except as herein provided and all other provisions of Common Council Ordinance No. 07-10 shall remain the same.

Section 3. The sections, paragraphs, sentences, clauses, phrases and words of this Ordinance are separable, and if any word, phrase, clause, sentence paragraph or section of this Ordinance shall be declared unconstitutional, invalid or unenforceable by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality, invalidity or unenforceability shall not affect any of the remaining words, phrases, clauses, sentences, paragraphs and sections of this Ordinance.

Section 4 This ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

Passed by the Common Council of the city of Greenwood, Indiana, this _____ day of _____, 2007.

Keith Hardin, President
Greenwood Common Council

FOR:

AGAINST:

ATTEST:

Jeannine Myers, Clerk-Treasurer

The foregoing within and attached ordinance passed by the Common Council of the City of Greenwood, Indiana, on the __ day of _____, 2007, is presented by me this _____ day of _____, 2007, at _____ o'clock _____m., to the Mayor of the City of Greenwood, Indiana.

Jeannine Myers, Clerk-Treasurer

The foregoing within and attached ordinance passed by the Common Council of the City of Greenwood, Indiana, on the __ day of _____, 2007, is approved by me this _____ day of _____, 2007, at _____ o'clock _____m.

CHARLES E. HENDERSON, MAYOR
City of Greenwood, Indiana